

THIS IS THE BEGINNING OF ADMINISTRATIVE FINE CASE # 3375

1-800-624-2244-Ext



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

2018 JUN 18 AM 9:56

SENSITIVE

June 18, 2018

MEMORANDUM

TO: The Commission

THROUGH: Alec Palmer *GW/H for*
Staff Director

FROM: Patricia C. Orrock *DC* for PCO
Chief Compliance Officer

Debbie Chacona *DC*
Assistant Staff Director
Reports Analysis Division

BY: *KDR BH*
Kristin D. Roser/Ben Holly
Reports Analysis Division
Compliance Branch

SUBJECT: Withdrawal and Resubmission of Reason To Believe Recommendation –
2018 April Quarterly Report for the Administrative Fine Program

We are withdrawing the document circulated to the Commission on June 13, 2018 in order to reflect updates disclosed in recent filings received by the Commission, which would result in a lowered civil money penalty. After submission of the original RTB circulation, First State Strong FEC (AF 3385) filed the April Quarterly Report on June 14, 2018. The committee disclosed an actual level of activity which would result in a lowered civil money penalty than originally assessed. The committee disclosed total receipts and disbursements of \$4,006 (previously estimated to be \$734,166), thus the fine would be lowered from \$14,885 to \$333. The committee had not previously filed the report. The attached circulation chart reflects the updated information.

Attached is a list of political committees and their treasurers who failed to file the 2018 April Quarterly Report in accordance with 52 U.S.C. § 30104(a). The April Quarterly Report was due on April 15, 2018.

The committees listed on the attached RTB Circulation Report either failed to file the report, filed the report no more than thirty (30) days after the due date (considered a late filed report), or filed the report more than thirty (30) days after the due date (considered a non-filed report). In accordance with the schedule of civil money penalties

for reports at 11 C.F.R. 111.43, these committees should be assessed the civil money penalties highlighted on the attached circulation report.

Recommendation

- 1.
2. Find reason to believe that the political committees and their treasurers, in their official capacity, listed on the RTB Circulation Report violated 52 U.S.C. § 30104(a) and make a preliminary determination that the civil money penalties would be the amounts indicated on the RTB Circulation Report.
3. Send the appropriate letters.

6/18/2018 8:45 AM

Federal Election Commission
Reason to Believe Circulation Report
2018 APRIL QUARTERLY Not Election Sensitive 04/15/2018 H_S_P_UNAUTH

| AF# | Committee ID | Committee Name | Candidate Name | Treasurer | Threshold | PV | Receipt Date | Days Late | LOA | RTB Penalty |
|------|--------------|--|-----------------------|------------------------|-------------|----|--------------|-----------------|-----------------|-------------|
| 3374 | C00612788 | ADAM BELL POLITICAL CAMPAIGN | ADAM BELL | WILLIAM LOUIS ZONA JR. | \$230,253 | 0 | | Not Filed | \$46,051 (est) | \$1,200 |
| 3375 | C00823256 | AMERICA COMES FIRST PAC | | DAVID W. SCHAMENS | \$154,404 | 4 | | Not Filed | \$154,404 (est) | \$15,594 |
| 3376 | C00319517 | BLACKS IN GOVERNMENT POLITICAL ADVANCEMENT COUNCIL | | JOE L. REED | \$667,682 | 0 | | Not Filed | \$222,560 (est) | \$9,214 |
| 3377 | C00631382 | BOLD CONSERVATIVES PAC | | RYAN ZYNDA | \$4,552,207 | 0 | 5/8/2018 | 23 | \$65,356 | \$2,887 |
| 3378 | C00663104 | COMMITTEE TO ELECT HP | HAMID PARVIZIAN | DOUNIA METOURI | \$213,822 | 0 | | Not Filed | \$108,911 (est) | \$6,380 |
| 3379 | C00663435 | COMMITTEE TO ELECT MAURO GARZA FOR US CONGRESS | MAURO EVERETT GARZA | BERNARDINO RODRIGUEZ | \$229,563 | 0 | | Not Filed | \$114,782 (est) | \$6,380 |
| 3380 | C00841332 | COMMITTEE TO ELECT STEFANO DE STEFANO | STEFANO DE STEFANO | MARY BETH GUILBO | \$1,171,909 | 0 | | Not Filed | \$292,977 (est) | \$11,341 |
| 3381 | C00656306 | COPS AND KIDS TOGETHER | | PAUL KUTAC | \$747,771 | 0 | 4/24/2018 | 9 | \$716,775 | \$7,508 |
| 3382 | C00638767 | CORI BUSH 2018 | CORI BUSH | CORI BUSH | \$153,498 | 0 | 5/25/2018 | 40 (Not Filed*) | \$1,028 | \$333 |
| 3383 | C00610022 | DOUGLAS HOWARD PIERCE FOR US SENATE | DOUGLAS HOWARD PIERCE | SYLVIA FOGELMAN | \$100,408 | 0 | 5/29/2018 | 44 (Not Filed*) | \$91,408 | \$4,961 |
| 3384 | C00634543 | DR KATHIE ALLEN FOR CONGRESS | KATHRYN ALLEN | CHRISTOPHER STOUT | \$1,728,929 | 0 | | Not Filed | \$288,155 (est) | \$11,341 |
| 3385 | C00632109 | FIRST STATE STRONG FEC | | MICHAEL FINNIGAN | \$1,472,338 | 0 | 6/14/2018 | 60 (Not Filed*) | \$4,006 | \$333 |
| 3386 | C00849079 | HOLDEN 2018 | DAVID HOLDEN | VIKI COEN | \$169,411 | 0 | 4/23/2018 | 8 | \$103,118 | \$2,274 |
| 3387 | C00630772 | KEATLEY FOR CHANGE | RICHARD KEATLEY | KEISHA A. CARTER | \$115,562 | 0 | 5/10/2018 | 25 | \$28,232 | \$958 |
| 3388 | C00315713 | LIBERTARIAN PARTY OF ILLINOIS | | BRIAN W. DUNN | \$108,551 | 0 | 4/22/2018 | 7 | \$61,934 | \$1,175 |
| 3389 | C00507699 | NATIONAL INDEPENDENT AUTOMOBILE DEALERS ASSOCIATION PAC FUND | | CHRIS G. MARTIN | \$328,567 | 0 | 4/27/2018 | 12 | \$4,692 | \$106 |
| 3390 | C00636902 | NY18VOTES | | LINDA SAKAI | \$115,165 | 0 | 4/27/2018 | 12 | \$25,509 | \$607 |
| 3391 | C00524355 | PATRIOTS FOR ECONOMIC FREEDOM | | ALEXANDER HORNADAY | \$160,718 | 0 | | Not Filed | \$40,180 (est) | \$1,200 |
| 3392 | C00635045 | POLITICAL JAB - JOSHUA A. BUTLER | JOSHUA A. BUTLER | JOSHUA BUTLER | \$110,781 | 0 | | Not Filed | \$22,158 (est) | \$687 |

| | | | | | | | | | | |
|------|-----------|--------------------------|-----------------|--------------------|-------------|---|-----------|-----------------|-----------------|----------|
| 3394 | C00812846 | THE DEMOCRATIC COALITION | | FRANCESCA N. LUCIA | \$1,087,240 | 2 | 4/21/2018 | 6 | \$94,470 | \$2,128 |
| 3395 | C00656215 | TIM GOMES FOR CONGRESS | TIM GOMES | JENNIFER MAY | \$1,315,676 | 0 | | Not Filed | \$657,838 (est) | \$14,885 |
| 3396 | C00649368 | TIM RICH FOR CONGRESS | TIMOTHY A. RICH | TIMOTHY A. RICH | \$136,615 | 0 | 6/4/2018 | 50 (Not Filed*) | \$2,597 | \$333 |

6/18/2018 8:45 AM

| AF# | Committee ID | Committee Name | Candidate Name | Treasurer | Threshold | PV | Receipt Date | Days Late | LOA | RTB Penalty |
|------|--------------|--|----------------|---------------------|-----------|----|--------------|-----------|----------------|-------------|
| 3397 | C00368415 | U.A. PLUMBERS & STEAMFITTERS LOCAL NO. 22 P.A.C., INC. | | SEAN P. REDDEN | \$146,482 | 0 | | Not Filed | \$73,241 (est) | \$3,828 |
| 3398 | C00651307 | WILLIAMS FOR WEST VIRGINIA | STEVE WILLIAMS | MARC E. WILLIAMS | \$160,461 | 0 | 4/24/2018 | 9 | \$26,804 | \$526 |

* The committee filed their report more than thirty (30) days after the report due date; therefore, per 11 C.F.R. 111.43(e), the report is considered to be not filed.

BEFORE THE FEDERAL ELECTION COMMISSION

160002732480

| | | |
|---|---|----------|
| In the Matter of |) | |
| Withdrawal and Resubmission of Reason |) | |
| To Believe Recommendation - 2018 April |) | |
| Quarterly Report for the Administrative |) | |
| Fine Program: |) | |
| ADAM BELL POLITICAL CAMPAIGN, |) | AF# 3374 |
| and ZONA, LOUIS WILLIAM JR. as |) | |
| treasurer; |) | |
| AMERICA COMES FIRST PAC, and |) | AF# 3375 |
| SCHAMENS, DAVID W MR. as treasurer; |) | |
| BLACKS IN GOVERNMENT |) | AF# 3376 |
| POLITICAL ADVANCEMENT |) | |
| COUNCIL, and JOE L REED as treasurer; |) | |
| BOLD CONSERVATIVES PAC, and |) | AF# 3377 |
| ZYNDA, RYAN as treasurer; |) | |
| COMMITTEE TO ELECT HP, and |) | AF# 3378 |
| METOURI, DOUNIA as treasurer; |) | |
| COMMITTEE TO ELECT MAURO |) | AF# 3379 |
| GARZA FOR US CONGRESS, and |) | |
| RODRIGUEZ, BERNARDINO MR. as |) | |
| treasurer; |) | |
| COMMITTEE TO ELECT STEFANO DE |) | AF# 3380 |
| STEFANO, and MARY BETH GUILBO as |) | |
| treasurer; |) | |
| COPS AND KIDS TOGETHER, and |) | AF# 3381 |
| KUTAC, PAUL as treasurer; |) | |
| CORI BUSH 2018, and BUSH, CORI as |) | AF# 3382 |
| treasurer; |) | |
| DOUGLAS HOWARD PIERCE FOR US |) | AF# 3383 |
| SENATE, and SYLVIA FOGELMAN as |) | |
| treasurer; |) | |
| DR KATHIE ALLEN FOR CONGRESS, |) | AF# 3384 |
| and STOUT, CHRISTOPHER as treasurer; |) | |
| FIRST STATE STRONG FEC, and |) | AF# 3385 |
| FINNIGAN, MICHAEL as treasurer; |) | |
| HOLDEN 2018, and VIKI COEN as |) | AF# 3386 |
| treasurer; |) | |
| KEATLEY FOR CHANGE, and CARTER, |) | AF# 3387 |
| KEISHA A MRS. as treasurer; |) | |
| LIBERTARIAN PARTY OF ILLINOIS, |) | AF# 3388 |
| and DUNN, BRIAN W. as treasurer; |) | |

| | | |
|-----------------------------------|---|----------|
| NATIONAL INDEPENDENT |) | AF# 3389 |
| AUTOMOBILE DEALERS |) | |
| ASSOCIATION PAC FUND, and |) | |
| MARTIN, CHRIS G as treasurer; |) | |
| NY19VOTES, and SAKAI, LINDA as |) | AF# 3390 |
| treasurer; |) | |
| PATRIOTS FOR ECONOMIC FREEDOM, |) | AF# 3391 |
| and HORNADAY, ALEXANDER as |) | |
| treasurer; |) | |
| POLITICAL JAB - JOSHUA A. BUTLER, |) | AF# 3392 |
| and BUTLER, JOSHUA as treasurer; |) | |
| THE DEMOCRATIC COALITION, and |) | AF# 3394 |
| LUCIA, FRANCESCA N as treasurer; |) | |
| TIM GOMES FOR CONGRESS, and |) | AF# 3395 |
| MAY, JENNIFER as treasurer; |) | |
| TIM RICH FOR CONGRESS, and RICH, |) | AF# 3396 |
| TIMOTHY A as treasurer; |) | |
| U.A. PLUMBERS & STEAMFITTERS |) | AF# 3397 |
| LOCAL NO. 22 P.A.C., INC., and |) | |
| REDDEN, SEAN P. as treasurer; |) | |
| WILLIAMS FOR WEST VIRGINIA, and |) | AF# 3398 |
| WILLIAMS, MARC E. as treasurer; |) | |

CERTIFICATION

I, Dayna C. Brown, Secretary and Clerk of the Federal Election Commission,
do hereby certify that on June 20, 2018 the Commission took the following actions on
the Withdrawal and Resubmission of Reason To Believe Recommendation - 2018
April Quarterly Report for the Administrative Fine Program as recommended in the
Reports Analysis Division's Memorandum dated June 18, 2018, on the following
committees:

AF#3374 Decided by a vote of 4-0 to: (1) find reason to believe that ADAM BELL POLITICAL CAMPAIGN, and ZONA, LOUIS WILLIAM JR. in his official capacity as treasurer violated 52 U.S.C. § 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Hunter, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#3375 Decided by a vote of 4-0 to: (1) find reason to believe that AMERICA COMES FIRST PAC, and SCHAMENS, DAVID W MR. in his official capacity treasurer violated 52 U.S.C. § 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Hunter, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#3376 Decided by a vote of 4-0 to: (1) find reason to believe that BLACKS IN GOVERNMENT POLITICAL ADVANCEMENT COUNCIL, and JOE L REED in his official capacity as treasurer violated 52 U.S.C. § 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Hunter, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#3377 Decided by a vote of 4-0 to: (1) find reason to believe that BOLD CONSERVATIVES PAC, and ZYNDA, RYAN in his official capacity as treasurer violated 52 U.S.C. § 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Hunter, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#3378 Decided by a vote of 4-0 to: (1) find reason to believe that COMMITTEE TO ELECT HP, and METOURI, DOUNIA in her official capacity as treasurer violated 52 U.S.C. § 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Hunter, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#3379 Decided by a vote of 4-0 to: (1) find reason to believe that COMMITTEE TO ELECT MAURO GARZA FOR US CONGRESS, and RODRIGUEZ, BERNARDINO MR. in his official capacity as treasurer violated 52 U.S.C. § 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Hunter, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#3380 Decided by a vote of 4-0 to: (1) find reason to believe that COMMITTEE TO ELECT STEFANO DE STEFANO, and MARY BETH GUILBO in her official capacity as treasurer violated 52 U.S.C. § 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Hunter, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#3381 Decided by a vote of 4-0 to: (1) find reason to believe that COPS AND KIDS TOGETHER, and KUTAC, PAUL in his official capacity as treasurer violated 52 U.S.C. § 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Hunter, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#3382 Decided by a vote of 4-0 to: (1) find reason to believe that CORI BUSH 2018, and BUSH, CORI in her as treasurer violated 52 U.S.C. § 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Hunter, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#3383 Decided by a vote of 4-0 to: (1) find reason to believe that DOUGLAS HOWARD PIERCE FOR US SENATE, and SYLVIA FOGELMAN in her official capacity as treasurer violated 52 U.S.C. § 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Hunter, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#3384 Decided by a vote of 4-0 to: (1) find reason to believe that DR KATHIE ALLEN FOR CONGRESS, and STOUT, CHRISTOPHER in his official capacity as treasurer violated 52 U.S.C. § 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Hunter, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#3385 Decided by a vote of 4-0 to: (1) find reason to believe that FIRST STATE STRONG FEC, and FINNIGAN, MICHAEL in his official capacity as treasurer violated 52 U.S.C. § 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Hunter, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#3386 Decided by a vote of 4-0 to: (1) find reason to believe that HOLDEN 2018, and VIKI COEN in her official capacity as treasurer violated 52 U.S.C. § 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Hunter, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#3387 Decided by a vote of 4-0 to: (1) find reason to believe that KEATLEY FOR CHANGE, and CARTER, KEISHA A MRS. in her official capacity as treasurer violated 52 U.S.C. § 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Hunter, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#3388 Decided by a vote of 4-0 to: (1) find reason to believe that LIBERTARIAN PARTY OF ILLINOIS, and DUNN, BRIAN W. in his official capacity as treasurer violated 52 U.S.C. § 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Hunter, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#3389 Decided by a vote of 4-0 to: (1) find reason to believe that NATIONAL INDEPENDENT AUTOMOBILE DEALERS ASSOCIATION PAC FUND, and MARTIN, CHRIS G in his official capacity as treasurer violated 52 U.S.C. § 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Hunter, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#3390 Decided by a vote of 4-0 to: (1) find reason to believe that NY19VOTES, and SAKAI, LINDA in her official capacity as treasurer violated 52 U.S.C. § 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Hunter, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#3391 Decided by a vote of 4-0 to: (1) find reason to believe that PATRIOTS FOR ECONOMIC FREEDOM, and HORNADAY, ALEXANDER in his official capacity as treasurer violated 52 U.S.C. § 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Hunter, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#3392 Decided by a vote of 4-0 to: (1) find reason to believe that POLITICAL JAB - JOSHUA A. BUTLER, and BUTLER, JOSHUA in his official capacity as treasurer violated 52 U.S.C. § 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Hunter, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#3394 Decided by a vote of 4-0 to: (1) find reason to believe that THE DEMOCRATIC COALITION, and LUCIA, FRANCESCA N in her official capacity as treasurer violated 52 U.S.C. § 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Hunter, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#3395 Decided by a vote of 4-0 to: (1) find reason to believe that TIM GOMES FOR CONGRESS, and MAY, JENNIFER in her official capacity as treasurer violated 52 U.S.C. § 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Hunter, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#3396 Decided by a vote of 4-0 to: (1) find reason to believe that TIM RICH FOR CONGRESS, and RICH, TIMOTHY A in his official capacity as treasurer violated 52 U.S.C. § 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Hunter, Petersen, Walther, and Weintraub voted affirmatively for the decision.

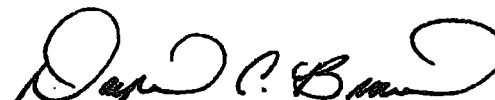
AF#3397 Decided by a vote of 4-0 to: (1) find reason to believe that U.A. PLUMBERS & STEAMFITTERS LOCAL NO. 22 P.A.C., INC., and REDDEN, SEAN P. in his official capacity as treasurer violated 52 U.S.C. § 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Hunter, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#3398 Decided by a vote of 4-0 to: (1) find reason to believe that WILLIAMS FOR WEST VIRGINIA, and WILLIAMS, MARC E. in his official capacity as treasurer violated 52 U.S.C. § 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Hunter, Petersen, Walther, and Weintraub voted affirmatively for the decision.

Attest:

June 20, 2018

Date



Dayna C. Brown
Secretary and Clerk of the Commission



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

June 20, 2018

David W. Schamens, in official capacity as Treasurer
America Comes First PAC
1455 Pennsylvania Avenue NW, Suite 400
Washington, DC 20004

C00623256
AF#: 3375

Dear Mr. Schamens:

The Federal Election Campaign Act of 1971, as amended ("the Act"), requires that your committee file an April Quarterly Report of Receipts and Disbursements in a calendar year during which there is a regularly scheduled election. This report, covering the period January 1, 2018 through March 31, 2018, shall be filed no later than April 15, 2018. 52 U.S.C. § 30104(a). Because records at the Federal Election Commission ("FEC") indicate that you did not file this report within thirty (30) days of the due date, the report is considered not filed for the purpose of calculating the civil money penalty. You should file this report if you have not already done so.

The Act permits the FEC to impose civil money penalties for violations of the reporting requirements of 52 U.S.C. § 30104(a). 52 U.S.C. § 30109g(a)(4). On June 20, 2018, the FEC found that there is reason to believe ("RTB") that America Comes First PAC and you, in your official capacity as treasurer, violated 52 U.S.C. § 30104(a) by failing to file timely this report on or before April 15, 2018. Based on the FEC's schedules of civil money penalties at 11 CFR § 111.43, the amount of your civil money penalty calculated at the RTB stage is \$15,594. Please see the attached copy of the Commission's administrative fine regulations at 11 CFR §§ 111.30-111.55. Attachment 1. The Commission's website contains further information about how the administrative fine program works and how the fines are calculated. See <http://www.fec.gov/af/af.shtml>. 11 CFR § 111.34. Your payment of \$15,594 is due within forty (40) days of the finding, or by July 30, 2018, and is based on these factors:

Sensitivity of Report: Not Election Sensitive
Level of Activity: \$154,404
Number of Days Late: Not Filed
Number of Previous Civil Money Penalties Assessed: 4

At this juncture, the following courses of action are available to you:

1. If You Choose to Challenge the RTB Finding and/or Civil Money Penalty

If you should decide to challenge the RTB finding and/or calculated civil money penalty, you must submit a written response to the FEC's Office of Administrative Review, 1050 First Street, NE, Washington, DC 20002. Your response must include the AF# (found at the top of page 1 under your committee's identification number) and be received within forty (40) days of the Commission's RTB finding, or July 30, 2018. 11 CFR § 111.35(a). Your written response must include the reason(s) why you are challenging the RTB finding and/or calculated civil money penalty, and must include the factual basis supporting the reason(s) and supporting documentation. The FEC strongly encourages that documents be submitted in the form of affidavits or declarations. 11 CFR § 111.36(c).

The FEC will only consider challenges that are based on at least one of three grounds: (1) a factual error in the RTB finding; (2) miscalculation of the calculated civil money penalty by the FEC; or (3) your demonstrated use of best efforts to file in a timely manner when prevented from doing so by reasonably unforeseen circumstances that were beyond your control. 11 CFR § 111.35(b). In order for a challenge to be considered on the basis of best efforts, you must have filed the required report no later than 24 hours after the end of these reasonably unforeseen circumstances. *Id.* Examples of circumstances that will be considered reasonably unforeseen and beyond your control include, but are not limited to: (1) a failure of Commission computers or Commission-provided software despite your seeking technical assistance from Commission personnel and resources; (2) a widespread disruption of information transmissions over the Internet that is not caused by a failure of the Commission's or your computer systems or Internet service provider; and (3) severe weather or other disaster-related incident. 11 CFR § 111.35(c). Examples of circumstances that will not be considered reasonably unforeseen and beyond your control include, but are not limited to: (1) negligence; (2) delays caused by vendors or contractors; (3) treasurer and staff illness, inexperience or unavailability; (4) committee computer, software, or Internet service provider failures; (5) failure to know filing dates; and (6) failure to use filing software properly. 11 CFR § 111.35(d).

The "failure to raise an argument in a timely fashion during the administrative process shall be deemed a waiver" of your right to present such argument in a petition to the U.S. District Court under 52 U.S.C. § 30109. 11 CFR § 111.38.

If you intend to be represented by counsel, please advise the Office of Administrative Review. You should provide, in writing, the name, address and telephone number of your counsel and authorize counsel to receive notifications and communications relating to this challenge and imposition of the calculated civil money penalty.

2. If You Choose Not to Pay the Civil Money Penalty and Not to Submit a Challenge

If you do not pay the calculated civil money penalty and do not submit a written response, the FEC will assume that the preceding factual allegations are true and make a final determination that America Comes First PAC and you, in your official capacity as treasurer, violated 52 U.S.C. § 30104(a) and assess a civil money penalty.

Unpaid civil money penalties assessed through the Administrative Fine regulations will be subject to the Debt Collection Act of 1982 ("DCA"), as amended by the Debt Collection Improvement Act of 1996, 31 U.S.C. § 3701 *et seq.* The FEC may take any and all appropriate

action authorized and required by the DCA, as amended, including transfer to the U.S. Department of the Treasury for collection. 11 CFR § 111.51(a)(2).

3. If You Choose to Pay the Civil Money Penalty

If you should decide to pay the calculated civil money penalty, follow the payment instructions on page 4 of this letter. Upon receipt of your payment, the FEC will send you a final determination letter.

NOTICE REGARDING PARTIAL PAYMENTS AND SETTLEMENT OFFERS

4. Partial Payments

If you make a payment in an amount less than the calculated civil money penalty, the amount of your partial payment will be credited towards the full civil money penalty that the Commission assesses upon making a final determination.

5. Settlement Offers

Any offer to settle or compromise a debt owed to the Commission, including making a payment in an amount less than the calculated civil money penalty assessed or any restrictive endorsements contained on your check or money order or proposed in correspondence transmitted with your check or money order, will be rejected. Acceptance and deposit or cashing of such a restricted payment does not constitute acceptance of the settlement offer. Payments containing restrictive endorsements will be deposited and treated as a partial payment towards the civil money penalty that the Commission assesses upon making a final determination. All unpaid civil money penalty amounts remaining will be subject to the debt collection procedures set forth in Section 2, above.

This matter was generated based on information ascertained by the FEC in the normal course of carrying out its supervisory responsibilities. 52 U.S.C. § 30109(a)(2). Unless you notify the FEC in writing that you wish the matter to be made public, it will remain confidential in accordance with 52 U.S.C. § 30109(a)(4)(B) and 30109(a)(12)(A) until it is placed on the public record at the conclusion of this matter in accordance with 11 CFR § 111.42.

As noted earlier, you may obtain additional information on the FEC's administrative fine program, including the final regulations, on the FEC's website at <http://www.fec.gov/af/af.shtml>. If you have questions regarding the payment of the calculated civil money penalty, please contact Ben Holly in the Reports Analysis Division at our toll free number (800) 424-9530 (at the prompt press 5) or (202) 694-1130. If you have questions regarding the submission of a challenge, please contact the Office of Administrative Review at our toll free number (800) 424-9530 (press 0, then ext. 1660) or (202) 694-1660.

On behalf of the Commission,

Carole C. Hunter

Caroline C. Hunter
Chair

ADMINISTRATIVE FINE REMITTANCE & PAYMENT INSTRUCTIONS

In accordance with the schedule of penalties at 11 CFR § 111.43, the amount of your civil money penalty calculated at RTB is \$15,594 for the 2018 April Quarterly Report.

You may remit payment by ACH withdrawal from your bank account, or by debit or credit card through Pay.gov, the federal government's secure portal for online collections. Visit www.fec.gov/af/pay.shtml to be directed to Pay.gov's Administrative Fine Program Payment form.

This penalty may also be paid by check or money order, made payable to the Federal Election Commission. It should be sent by mail to:

Federal Election Commission
P.O. Box 979058
St. Louis, MO 63197-9000

If you choose to send your payment by courier or overnight delivery, please send to:

U.S. Bank - Government Lockbox
FEC #979058
1005 Convention Plaza
Attn: Government Lockbox, SL-MO-C2GL
St. Louis, MO 63101

PAYMENTS BY PERSONAL CHECK

Personal checks will be converted into electronic funds transfers (EFTS). Your account will be electronically debited for the amount on your check, usually within 24 hours, and the debit will appear on your regular statement. We will destroy your original check and keep a copy of it. In case the EFT cannot be processed for technical reasons, you authorize us to process the copy in lieu of the original check. Should the EFT not be completed because of insufficient funds, we may try to make the transfer twice.

PLEASE DETACH AND RETURN THE PORTION BELOW WITH YOUR PAYMENT

FOR: America Comes First PAC

FEC ID#: C00623256

AF#: 3375

PAYMENT DUE DATE: July 30, 2018

PAYMENT AMOUNT DUE: \$15,594



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RECEIVED
FEDERAL ELECTION COMMISSION

2019 APR 16 AM 10:15

April 16, 2019

MEMORANDUM

SENSITIVE

TO: The Commission

THROUGH: Alec Palmer *AP by MAH*
Staff Director

FROM: Patricia C. Orrock *PCO*
Chief Compliance Officer

Debbie Chacona *DC*
Assistant Staff Director
Reports Analysis Division

BY: Kristin D. Roser *KDR* Ben Holly *BH*
Reports Analysis Division
Compliance Branch

SUBJECT: Administrative Fine Program – Final Determination Recommendation for the
2018 April Quarterly Report

Attached are two lists of political committees and their treasurers against which the Commission has found reason to believe (RTB) and assessed proposed civil money penalties calculated at RTB for failure to file or failure to timely file the 2018 April Quarterly Report. The first list represents the committees that have paid the civil money penalty and the second list represents the committees that have not paid the civil money penalty. The committees that have not paid have been given at least forty (40) days from the date of the Commission's RTB finding to remit payment.

In accordance with 11 CFR § 111.34 and 11 CFR § 111.40, the Commission shall send a final determination notice to those respondents that have either paid or not paid the civil money penalty.

For your information, six (6) committees disclosed a level of activity after the RTB finding, which would result in a lowered civil money penalty. An overview of these cases has been provided below.

Blacks In Government Political Advancement Council (AF 3376) filed the 2018 April Quarterly Report after the RTB finding and disclosed an actual level of activity which would result

in a lowered civil money penalty than that assessed at RTB. The committee disclosed total receipts and disbursements of \$12,279 (previously estimated to be \$222,560), thus the fine would be lowered from \$9,214 to \$667.

Committee to Elect Mauro Garza for US Congress (AF 3379) filed the 2018 April Quarterly Report after the RTB finding and disclosed an actual level of activity which would result in a lowered civil money penalty than that assessed at RTB. The committee disclosed total receipts and disbursements of \$35,272 (previously estimated to be \$114,782), thus the fine would be lowered from \$6,380 to \$1,200.

Committee to Elect Stefano De Stefano (AF 3380) filed the 2018 April Quarterly Report after the RTB finding and disclosed an actual level of activity which would result in a lowered civil money penalty than that assessed at RTB. The committee disclosed total receipts and disbursements of \$18,740 (previously estimated to be \$292,977), thus the fine would be lowered from \$11,341 to \$667.

Dr Kathie Allen for Congress (AF 3384) filed the 2018 April Quarterly Report after the RTB finding and disclosed an actual level of activity which would result in a lowered civil money penalty than that assessed at RTB. The committee disclosed total receipts and disbursements of \$6,164 (previously estimated to be \$288,155), thus the fine would be lowered from \$11,341 to \$400.

Patriots for Economic Freedom (AF 3391) filed the 2018 April Quarterly Report after the RTB finding and disclosed an actual level of activity which would result in a lowered civil money penalty than that assessed at RTB. The committee disclosed total receipts and disbursements of \$329 (previously estimated to be \$40,180), thus the fine would be lowered from \$1,200 to \$329.

Political JAB - Joshua A. Butler (AF 3392) filed the 2018 April Quarterly Report after the RTB finding and disclosed an actual level of activity which would result in a lowered civil money penalty than that assessed at RTB. The committee disclosed total receipts and disbursements of \$1,784 (previously estimated to be \$22,156), thus the fine would be lowered from \$667 to \$333.

For your information, three (3) committees disclosed a change in treasurer after the RTB finding. An overview of these cases has been provided below.

Finance Committee for Douglas Howard Pierce (AF 3383) filed an Amended Statement of Organization after the RTB finding designating Douglas Howard Pierce as Treasurer.

Dr Kathie Allen for Congress (AF 3384) filed an Amended Statement of Organization after the RTB finding designating Kathryn Allen as Treasurer.

The previous Treasurer for The Democratic Coalition (AF 3394) filed a Miscellaneous Text Submission after RTB, resigning as Treasurer. As of today, a new Treasurer has not been officially appointed.

- (1) Make a final determination that the political committees and their treasurers, in their official capacity, listed on the attached reports violated 52 U.S.C. § 30104(a) and assess the final civil money penalties so indicated.**
- (2) Send the appropriate letters.**

- (1) Make a final determination that the political committees and their treasurers, in their official capacity, listed on the attached reports violated 52 U.S.C. § 30104(a) and assess the final civil money penalties so indicated.
- (2) Send the appropriate letters.

4/15/2018 5:00 PM

Federal Election Commission
FD Circulation Report Fine Paid
2018 APRIL QUARTERLY Not Election Sensitive 04/15/2018 H_S_P_UNAUTH

| AF# | Committee Name | Candidate Name | Committee ID | Treasurer | Receipt Date | Days Late | LOA | PV | RTB Date | RTB Penalty | Final Money Penalty | Date Paid | Amount Paid |
|------|--|----------------|--------------|------------------|--------------|------------------|-----------|----|------------|-------------|---------------------|------------|-------------|
| 3381 | COPS AND KIDS TOGETHER | | C00656305 | PAUL KUTAC | 04/24/2018 | 9 | \$718,775 | 0 | 06/20/2018 | \$7,508 | \$7,508 | 10/12/2018 | \$7,518** |
| 3382 | CORI BUSH FOR CONGRESS | CORI BUSH | C00638787 | CORI BUSH | 05/25/2018 | 40 (Not Filed*) | \$27,425 | 0 | 06/20/2018 | \$333 | \$333 | 07/17/2018 | \$333 |
| 3384 | DR KATHIE ALLEN FOR CONGRESS | KATHRYN ALLEN | C00634543 | KATHRYN ALLEN | 11/18/2018 | 215 (Not Filed*) | \$6,164 | 0 | 06/20/2018 | \$11,341 | \$400 | 03/20/2018 | \$400 |
| 3385 | FIRST STATE STRONG FEC | | C00632109 | MICHAEL FINNIGAN | 06/14/2018 | 60 (Not Filed*) | \$4,006 | 0 | 06/20/2018 | \$333 | \$333 | 07/31/2018 | \$333 |
| 3386 | HOLDEN 2018 | DAVID HOLDEN | C00648079 | VIKI COEN | 04/23/2018 | 8 | \$113,377 | 0 | 06/20/2018 | \$2,274 | \$2,274 | 07/10/2018 | \$2,274 |
| 3386 | LIBERTARIAN PARTY OF ILLINOIS | | C00315713 | BRIAN W. DUNN | 04/22/2018 | 7 | \$61,934 | 0 | 06/20/2018 | \$1,175 | \$1,175 | 07/23/2018 | \$1,175 |
| 3389 | NATIONAL INDEPENDENT AUTOMOBILE DEALERS ASSOCIATION PAC FUND | | C00507699 | CHRIS G. MARTIN | 04/27/2018 | 12 | \$4,692 | 0 | 06/20/2018 | \$106 | \$106 | 07/25/2018 | \$106 |
| 3390 | NY18VOTES | | C00636902 | LINDA SAKAI | 04/27/2018 | 12 | \$25,509 | 0 | 06/20/2018 | \$607 | \$607 | 06/27/2018 | \$607 |
| 3388 | WILLIAMS FOR WEST VIRGINIA | STEVE WILLIAMS | C00651307 | MARC E. WILLIAMS | 04/24/2018 | 9 | \$26,804 | 0 | 06/20/2018 | \$526 | \$526 | 11/26/2018 | \$526 |

* The committee filed their report more than thirty (30) days after the due date; therefore, the report is considered not filed.

** The committee overpaid the civil money penalty assessed at RTB; therefore, we will issue a refund for the difference.

4/15/2018 4:58 PM

Federal Election Commission
FD Circulation Report Fine Not Paid
2018 APRIL QUARTERLY Not Election Sensitive 04/15/2018 H_S_P_UNAUTH

| AF# | Committee Name | Candidate Name | Committee ID | Treasurer | Receipt Date | Days Late | LOA | PV | RTB Date | RTB Penalty | Days Since RTB | FD Penalty |
|------|--|-----------------------|--------------|-------------------------|--------------|------------------|-----------------|----|------------|-------------|----------------|------------|
| 3374 | ADAM BELL POLITICAL CAMPAIGN | ADAM BELL | C00612796 | LOUIS WILLIAM ZONA, JR. | 07/11/2018 | 87 (Not Filed*) | \$185,346 | 0 | 08/20/2018 | \$1,200 | 299 | \$1,200 |
| 3375 | AMERICA COMES FIRST PAC | | C00623256 | DAVID W. SCHAMENS | | Not Filed | \$154,404 (est) | 4 | 08/20/2018 | \$15,594 | 299 | \$15,594 |
| 3376 | BLACKS IN GOVERNMENT POLITICAL ADVANCEMENT COUNCIL | | C00319517 | JOE L. REED | 07/10/2018 | 86 (Not Filed*) | \$12,278 | 0 | 08/20/2018 | \$9,214 | 299 | \$867 |
| 3377 | BOLD CONSERVATIVES PAC | | C00631382 | RYAN ZYNDA | 05/08/2018 | 23 | \$85,358 | 0 | 08/20/2018 | \$2,687 | 299 | \$2,687 |
| 3378 | COMMITTEE TO ELECT HP | HAMID PARVIZIAN | C00663104 | DOUNIA METOURI | | Not Filed | \$108,911 (est) | 0 | 08/20/2018 | \$6,380 | 299 | \$6,380 |
| 3379 | COMMITTEE TO ELECT MAURO GARZA FOR US CONGRESS | MAURO EVERETT GARZA | C00663435 | BERNARDINO RODRIGUEZ | 07/16/2018 | 92 (Not Filed*) | \$35,272 | 0 | 08/20/2018 | \$6,380 | 299 | \$1,200 |
| 3380 | COMMITTEE TO ELECT STEFANO DE STEFANO | STEFANO DE STEFANO | C00841332 | MARY BETH GUILBO | 08/01/2018 | 108 (Not Filed*) | \$18,740 | 0 | 08/20/2018 | \$11,341 | 299 | \$667 |
| 3383 | FINANCE COMMITTEE FOR DOUGLAS HOWARD PIERCE | DOUGLAS HOWARD PIERCE | C00610022 | DOUGLAS HOWARD PIERCE | 05/29/2018 | 44 (Not Filed*) | \$91,408 | 0 | 08/20/2018 | \$4,961 | 299 | \$4,961 |
| 3387 | KEATLEY FOR CHANGE | RICHARD KEATLEY | C00630772 | KEISHA A. CARTER | 05/10/2018 | 25 | \$28,232 | 0 | 08/20/2018 | \$958 | 299 | \$958 |
| 3391 | PATRIOTS FOR ECONOMIC FREEDOM | | C00524355 | ALEXANDER HORNADAY | 07/15/2018 | 91 (Not Filed*) | \$329 | 0 | 08/20/2018 | \$1,200 | 299 | \$320 |
| 3392 | POLITICAL JAB - JOSHUA A. BUTLER | JOSHUA A. BUTLER | C00635045 | JOSHUA BUTLER | 07/15/2018 | 91 (Not Filed*) | \$1,784 | 0 | 08/20/2018 | \$667 | 299 | \$333 |
| 3394 | THE DEMOCRATIC COALITION | | C00612846 | OFFICE OF TREASURER | 04/21/2018 | 6 | \$94,470 | 2 | 08/20/2018 | \$2,128 | 299 | \$2,128 |
| 3395 | TIM GOMES FOR CONGRESS | TIM GOMES | C00858215 | JENNIFER MAY | 07/11/2018 | 87 (Not Filed*) | \$1,114,688 | 0 | 08/20/2018 | \$14,885 | 299 | \$14,885 |
| 3396 | TIM RICH FOR CONGRESS | TIMOTHY A. RICH | C00849368 | TIMOTHY A. RICH | 08/04/2018 | 90 (Not Filed*) | \$2,597 | 0 | 08/20/2018 | \$333 | 299 | \$333 |

* The committee filed their report more than thirty (30) days after the due date; therefore, the report is considered not filed.

Introduction

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NATIONAL INDEPENDENT) AF# 3389
AUTOMOBILE DEALERS)
ASSOCIATION PAC FUND, and)
MARTIN, CHRIS G as treasurer;)
NY19VOTES, and SAKAI, LINDA as) AF# 3390
treasurer;)
PATRIOTS FOR ECONOMIC FREEDOM,) AF# 3391
and HORNADAY, ALEXANDER as)
treasurer;)
POLITICAL JAB - JOSHUA A. BUTLER,) AF# 3392
and BUTLER, JOSHUA as treasurer;)
TIM GOMES FOR CONGRESS, and) AF# 3395
MAY, JENNIFER as treasurer;)
TIM RICH FOR CONGRESS, and RICH,) AF# 3396
TIMOTHY A as treasurer;)
WILLIAMS FOR WEST VIRGINIA, and) AF# 3398
WILLIAMS, MARC E. as treasurer;)

CERTIFICATION

I, Dayna C. Brown, Secretary and Clerk of the Federal Election Commission,
do hereby certify that on April 18, 2019 the Commission took the following actions
on the Administrative Fine Program - Final Determination Recommendation for the
2018 April Quarterly Report as recommended in the Reports Analysis Division's
Memorandum dated April 16, 2019, on the following committees:

AF#3374 Decided by a vote of 4-0 to: (1) make a final determination that ADAM BELL POLITICAL CAMPAIGN, and ZONA, LOUIS WILIAM JR. in his official capacity as treasurer, violated 52 U.S.C. § 30104(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Hunter, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#3375 Decided by a vote of 4-0 to: (1) make a final determination that AMERICA COMES FIRST PAC, and SCHAMENS, DAVID W MR. in his official capacity as treasurer, violated 52 U.S.C. § 30104(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Hunter, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#3376 Decided by a vote of 4-0 to: (1) make a final determination that BLACKS IN GOVERNMENT POLITICAL ADVANCEMENT COUNCIL, and JOE L REED in his official capacity as treasurer, violated 52 U.S.C. § 30104(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Hunter, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#3377 Decided by a vote of 4-0 to: (1) make a final determination that BOLD CONSERVATIVES PAC, and ZYNDA, RYAN in his official capacity as treasurer, violated 52 U.S.C. § 30104(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Hunter, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#3378 Decided by a vote of 4-0 to: (1) make a final determination that COMMITTEE TO ELECT HP, and METOURI, DOUNIA in her official capacity as treasurer, violated 52 U.S.C. § 30104(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Hunter, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#3379 Decided by a vote of 4-0 to: (1) make a final determination that COMMITTEE TO ELECT MAURO GARZA FOR US CONGRESS, and RODRIGUEZ, BERNARDINO MR. in his official capacity as treasurer, violated 52 U.S.C. § 30104(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Hunter, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#3380 Decided by a vote of 4-0 to: (1) make a final determination that COMMITTEE TO ELECT STEFANO DE STEFANO, and GUILBO, MARY BETH in her official capacity as treasurer, violated 52 U.S.C. § 30104(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Hunter, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#3381 Decided by a vote of 4-0 to: (1) make a final determination that COPS AND KIDS TOGETHER, and KUTAC, PAUL in his official capacity as treasurer, violated 52 U.S.C. § 30104(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Hunter, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#3382 Decided by a vote of 4-0 to: (1) make a final determination that CORI BUSH FOR CONGRESS, and BUSH, CORI in her official capacity as treasurer, violated 52 U.S.C. § 30104(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Hunter, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#3383 Decided by a vote of 4-0 to: (1) make a final determination that FINANCE COMMITTEE FOR DOUGLAS HOWARD PIERCE, and DOUGLAS HOWARD PIERCE in his official capacity as treasurer, violated 52 U.S.C. § 30104(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Hunter, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#3384 Decided by a vote of 4-0 to: (1) make a final determination that DR KATHIE ALLEN FOR CONGRESS, and ALLEN, KATHRYN DR. in her official capacity as treasurer, violated 52 U.S.C. § 30104(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Hunter, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#3385 Decided by a vote of 4-0 to: (1) make a final determination that FIRST STATE STRONG FEC, and FINNIGAN, MICHAEL in his official capacity as treasurer, violated 52 U.S.C. § 30104(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Hunter, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#3386 Decided by a vote of 4-0 to: (1) make a final determination that HOLDEN 2018, and COEN, VIKI in her official capacity as treasurer, violated 52 U.S.C. § 30104(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Hunter, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#3387 Decided by a vote of 4-0 to: (1) make a final determination that KEATLEY FOR CHANGE, and CARTER, KEISHA A MRS. in her official capacity as treasurer, violated 52 U.S.C. § 30104(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Hunter, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#3388 Decided by a vote of 4-0 to: (1) make a final determination that LIBERTARIAN PARTY OF ILLINOIS, and DUNN, BRIAN W. in his official capacity as treasurer, violated 52 U.S.C. § 30104(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Hunter, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#3389 Decided by a vote of 4-0 to: (1) make a final determination that NATIONAL INDEPENDENT AUTOMOBILE DEALERS ASSOCIATION PAC FUND, and MARTIN, CHRIS G in his official capacity as treasurer, violated 52 U.S.C. § 30104(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Hunter, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#3390 Decided by a vote of 4-0 to: (1) make a final determination that NY19VOTES, and SAKAI, LINDA in her official capacity as treasurer, violated 52 U.S.C. § 30104(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Hunter, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#3391 Decided by a vote of 4-0 to: (1) make a final determination that PATRIOTS FOR ECONOMIC FREEDOM, and HORNADAY, ALEXANDER in his official capacity as treasurer, violated 52 U.S.C. § 30104(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Hunter, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#3392 Decided by a vote of 4-0 to: (1) make a final determination that POLITICAL JAB - JOSHUA A. BUTLER, and BUTLER, JOSHUA in his official capacity as treasurer, violated 52 U.S.C. § 30104(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Hunter, Petersen, Walther, and Weintraub voted affirmatively for the decision.

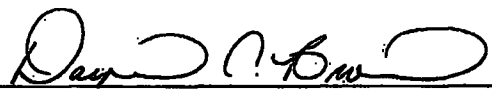
AF#3395 Decided by a vote of 4-0 to: (1) make a final determination that TIM GOMES FOR CONGRESS, and MAY, JENNIFER in her official capacity as treasurer, violated 52 U.S.C. § 30104(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Hunter, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#3396 Decided by a vote of 4-0 to: (1) make a final determination that TIM RICH FOR CONGRESS, and RICH, TIMOTHY A in his official capacity as treasurer, violated 52 U.S.C. § 30104(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Hunter, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#3398 Decided by a vote of 4-0 to: (1) make a final determination that WILLIAMS FOR WEST VIRGINIA, and WILLIAMS, MARC E. in his official capacity as treasurer, violated 52 U.S.C. § 30104(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Hunter, Petersen, Walther, and Weintraub voted affirmatively for the decision.

Attest:

April 18, 2019
Date


Dayna C. Brown
Secretary and Clerk of the Commission



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

April 18, 2019

David W. Schamens, in official capacity as Treasurer
America Comes First PAC
1455 Pennsylvania Avenue NW, Suite 400
Washington, DC 20004

C00623256
AF#: 3375

Dear Mr. Schamens:

On June 20, 2018, the Federal Election Commission ("the Commission") found reason to believe ("RTB") that America Comes First PAC and you, in your official capacity as treasurer, violated 52 U.S.C. § 30104(a) for filing late or failing to file the 2018 April Quarterly Report. By letter dated June 20, 2018, the Commission notified you of the RTB finding and the civil money penalty calculated at the RTB stage to be \$15,594 in accordance with the schedule of penalties at 11 CFR § 111.43. Within forty (40) days of the FEC's RTB finding, you, as treasurer, were required to either transmit payment of the calculated civil money penalty or submit a written response challenging either the RTB finding or the calculated civil money penalty. You must also file the 2018 April Quarterly Report if you have not already done so.

The FEC did not receive payment of the calculated civil money penalty or a written response within the time permitted. The FEC made a final determination on April 18, 2019 that America Comes First PAC and you, in your official capacity as treasurer, violated 52 U.S.C. § 30104(a) and assessed a civil money penalty in the amount of \$15,594 in accordance with 11 CFR § 111.43. The civil money penalty is based on these factors:

Election Sensitivity of Report: Not Election Sensitive
Level of Activity: \$154,404
Number of Days Late: Not Filed
Number of Previous Civil Money Penalties Assessed: 4

At this juncture, the following courses of action are available to you:

1. If You Choose to Appeal the Final Determination and/or Civil Money Penalty

If you choose to appeal the final determination, you should submit a written petition, within thirty (30) days of receipt of this letter, to the U.S. District Court for the district in which the committee or you reside, or transact business, requesting that the final determination be modified or set aside. See 52 U.S.C. § 30109(a)(4)(C)(iii). Your failure to raise an argument in a timely

fashion during the administrative process shall be deemed a waiver of the respondents' right to present such argument in a petition to the district court under 52 U.S.C. § 30109. 11 CFR § 111.38.

2. If You Choose Not to Pay the Civil Money Penalty and Not to Appeal

Unpaid civil money penalties assessed through the Administrative Fine regulations will be subject to the Debt Collection Act of 1982 ("DCA") as amended by the Debt Collection Improvement Act of 1996 ("DCIA"), 31 U.S.C. § 3701 *et seq.* If you do not pay this debt within thirty (30) days (or file a written petition to a federal district court - see below), the Commission will transfer the debt to the U.S. Department of the Treasury ("Treasury") for collection. Within five (5) days of the transfer to Treasury, Treasury will contact you to request payment. Treasury currently charges a fee of 30% of the civil money penalty amount for its collection services. If the age of the debt is greater than or equal to two years old, Treasury will charge a fee of 32% of the civil money penalty amount for its collection services. The fee will be added to the amount of the civil money penalty that you owe. Should Treasury's attempts fail, Treasury will refer the debt to a private collection agency ("PCA"). If the debt remains unpaid, Treasury may recommend that the Commission refer the matter to the Department of Justice for litigation.

Actions which may be taken to enforce recovery of a delinquent debt by Treasury may also include: (1) offset of any payments, which the debtor is due, including tax refunds and salary; (2) referral of the debt to agency counsel for litigation; (3) reporting of the debt to a credit bureau; (4) administrative wage garnishment; and (5) reporting of the debt, if discharged, to the IRS as potential taxable income. In addition, under the provisions of DCIA and other statutes applicable to the FEC, the debtor may be subject to the assessment of other statutory interest, penalties, and administrative costs.

In accordance with the DCIA, at your request, the agency will offer you the opportunity to inspect and copy records relating to the debt, the opportunity for a review of the debt, and the opportunity to enter into a written repayment agreement.

3. If You Choose to Pay the Civil Money Penalty

If you should decide to pay the civil money penalty, follow the payment instructions on page 4 of this letter. You should make payment within thirty (30) days of receipt of this letter.

NOTICE REGARDING PARTIAL PAYMENTS AND SETTLEMENT OFFERS

4. Partial Payments

If you make a payment in an amount less than the civil money penalty, the amount of your partial payment will be credited towards the full civil money penalty that the Commission assessed upon making a final determination.

5. Settlement Offers

Any offer to settle or compromise a debt owed to the Commission, including a payment in an amount less than the civil money penalty assessed or any restrictive endorsements contained on your check or money order or proposed in correspondence transmitted with your check or money order, will be rejected. Acceptance and deposit or cashing of such a restricted payment does not constitute acceptance of the settlement offer. Payments containing restrictive endorsements will

be deposited and treated as a partial payment towards the civil money penalty that the Commission assessed upon making a final determination. All unpaid civil money penalty amounts remaining will be subject to the debt collection procedures set forth in Section 2, above.

The confidentiality provisions at 52 U.S.C. § 30109(a)(12) no longer apply and this matter is now public. Pursuant to 11 CFR §§ 111.42(b) and 111.20(c), the file will be placed on the public record within thirty (30) days from the date of this notification.

If you have any questions regarding the payment of the civil money penalty, please contact Ben Holly at Federal Election Commission, 1050 First St., NE, Washington, DC 20002, or our toll free number (800) 424-9530 (at the prompt, press 5) or (202) 694-1130.

On behalf of the Commission,

Ellen L. Weintraub

Ellen L. Weintraub
Chair

ADMINISTRATIVE FINE PAYMENT INSTRUCTIONS

In accordance with the schedule of penalties at 11 CFR § 111.43, the civil money penalty is \$15,594 for the 2018 April Quarterly Report. The payment is due within 30 days of receipt of this letter.

You may remit payment by ACH withdrawal from your bank account, or by debit or credit card through Pay.gov, the federal government's secure portal for online collections. Visit www.fec.gov/af/pay.shtml to be directed to Pay.gov's Administrative Fine Program Payment form.

This penalty may also be paid by check or money order made payable to the Federal Election Commission. It should be sent by mail to:

Federal Election Commission
PO Box 979058
St. Louis, MO 63197-9000

If you choose to send your payment by courier or overnight delivery, please send to:

U.S. Bank - Government Lockbox
FEC #979058
1005 Convention Plaza
Attn: Government Lockbox, SL-MO-C2GL
St. Louis, MO 63101

PAYMENTS BY PERSONAL CHECK

Personal checks will be converted into electronic funds transfers (EFTs). Your account will be electronically debited for the amount on the check, usually within 24 hours, and the debit will appear on your regular statement. We will destroy your original check and keep a copy of it. In case the EFT cannot be processed for technical reasons, you authorize us to process the copy in lieu of the original check. Should the EFT not be completed because of insufficient funds, we may try to make the transfer twice.

PLEASE DETACH AND RETURN THE PORTION BELOW WITH YOUR PAYMENT

FOR: America Comes First PAC

FEC ID#: C00623256

AF#: 3375

PAYMENT AMOUNT DUE: \$15,594

